

Practitioner's Docket No. U 014735-7

*1 file*  
**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Patent application

Inventor(s)

for

Title of invention

**OR**

In re application of: Selvakumar NATESAN, et al.

Serial No.: 10/632,950

Group No.: 1626

Filed: August 1, 2003

Examiner: Shameem, Golam M.

For: NOVEL HETEROCYCLIC COMPOUNDS HAVING ANTIBACTERIAL ACTIVITY:  
PROCESS FOR THEIR PREPARATION AND PHARMACEUTICAL  
COMPOSITIONS CONTAINING THEM

**Commissioner for Patents**  
**P. O. Box 1450**  
**Alexandria, VA 22313-1450**

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT  
WITHIN THREE MONTHS OF FILING OR  
BEFORE MAILING OF FIRST OFFICE ACTION (37 C.F.R. 1.97(b))**

**CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10\***

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**37 C.F.R. 1.8(a)**

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Date: August 2, 2004

  
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**JANET I. CORD**

(type or print name of person certifying)

\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

**NOTE:** 37 C.F.R. 1.98(b):

- (1) *Each U.S. patent listed in an information disclosure statement must be identified by inventor, patent number, and issue date.*
- (2) *Each U.S. patent application published listed in an information disclosure statement shall be identified by applicant, patent application publication number, and publication date.*
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- (5) *Each publication listed in an information disclosure statement must be identified by publisher, author (if any), title, relevant pages of the publication, date, and place of publication.*

**WARNING:** *No extension of time can be had under 37 C.F.R. § 1.36 (a) or (b) for filing an IDS. 37 C.F.R. § 1.97(f).*

**NOTE:** *The "filing date of a national application" under 37 C.F.R. 1.97(b) has two possible meanings. Where the filing is a direct one to the United States Patent & Trademark office, the filing is defined in 37 C.F.R. 1.53(b) as "the date on which: (1) A specification containing a description pursuant to § 1.71 and at least one claim pursuant to § 1.75; and (2) any drawing required by § 1.81(a), are filed in the Patent and Trademark Office in the name of the actual inventor or inventors as required by § 1.41." 37 C.F.R. 1.97(b)(1). On the other hand, an international application that enters the national stage occurs when the applicant has filed the documents and fees required by 35 U.S.C. § 371(c) within the periods set forth in § 1.494 or § 1.495. 35 U.S.C. § 371(c) requires the filing of the following: (1) the national fee; (2) a copy of the international application, unless already sent by the International Bureau, and an English translation if filed in another language; (3) amendments under PCT Article 19, with a translation into English if made in another language; (4) an oath or declaration; and (5) a translation into English of any annexes to the international preliminary examination report, if such annexes were made in another language. 37 C.F.R. 1.97(b)(2).*

### **IDENTIFICATION OF TIME OF FILING THE ACCOMPANYING INFORMATION DISCLOSURE STATEMENT**

The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever event occurs last. 37 C.F.R. 1.97(b).

**NOTE:** *"No certification or fee is due when the filing is made within the above time period. It is advisable to ensure that no Office action has been mailed if the disclosure statement is delayed until after three months from filing."*

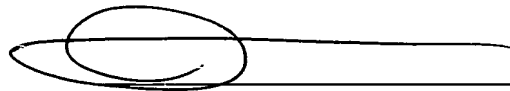
**NOTE:** *"An information disclosure statement will be considered to have been filed on the day it was received in the Office, or on an earlier date of a mailing if accompanied by a properly executed certificate of mailing under 37 C.F.R. 1.8, or Express Mail certificate under 37 C.F.R. 1.10. An office action is mailed on the date indicated in the Office action." Notice of April 20, 1992 (1138 O.G. 37-41, 39).*

**NOTE:** *"The term 'national application' includes continuing applications (continuations, divisions, continuations-in-part) so three-months will be measured from the actual filing date of an application as opposed [sic] to the effective date of a continuing application." Notice of April 20, 1992 (1138 O.G. 37-41, 39).*

**NOTE:** "An action on the merits means an action which treats the patentability of the claims in an application, as opposed to only formal or procedural requirements. An action on the merits would, for example, contain a rejection or indication of allowability of a claim or claims rather than just a restriction requirements (37 C.F.R. 1.142) or just a requirement for additional fees to have a claim considered (37 C.F.R. 1.16(d)). Thus, if an application was filed on Jan. 1 and the first Office action on the merits was not mailed until six months later on July 1, the examiner would be required to consider any proper information disclosure statement filed prior to July 1." Notice of April 20, 1992 (1138 O.G. 37-41, 39).

**WARNING:** "A petition for suspension of action to allow applicant time to submit an information disclosure statement will be denied as failing to present good and sufficient reasons, since 37 C.F.R. 1.97 provides adequate recourse for the timely submission of prior art for consideration by the examiner." Notice of July 6, 1992 (1141 O.G. 63).

If a fee is required, please charge deposit account 12-0425.



SIGNATURE OF PRACTITIONER

JANET I. CORD

(type or print name of practitioner)

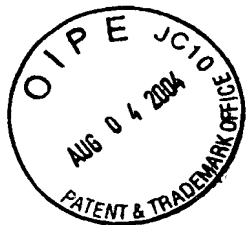
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**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Selvakumar NATESAN, et al.

Serial No.: 10/632,950

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Examiner: Shameem, Golam M.

For: NOVEL HETEROCYCLIC COMPOUNDS HAVING ANTIBACTERIAL  
ACTIVITY: PROCESS FOR THEIR PREPARATION AND PHARMACEUTICAL  
COMPOSITIONS CONTAINING THEM

Attorney Docket No.: U 014735-7

Commissioner for Patents  
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Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

We draw the attention of the Examiner to the attached English-language version of an Action or International-type Search Report from a foreign office in respect of counterpart International Application No. PCT/IN 01/00227 that indicates the degree of relevance found by the foreign office. The Search Report makes consideration of any non-English art required. MPEP 609.

**CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10\***

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Signature

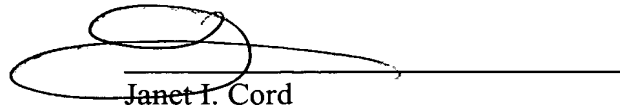
Janet I. Cord

*(type or print name of person certifying)*

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"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will **not** be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

Form PTO-1449 is also attached with reference copies.

Respectfully submitted,

A handwritten signature in black ink, consisting of a large, stylized 'J' and 'C' that loops around each other, positioned above a horizontal line.

Janet I. Cord  
c/o Ladas & Parry  
26 West 61st Street  
New York, New York 10023  
Reg. No. 33, 778 (212-708-1935)

FORM PTO-1449		U. S DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO.	SERIAL NO.
				U 014735-7	10/632,950
<div style="display: flex; align-items: center;"> <div> <p>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</p> <p>(Use several sheets if necessary)</p> </div> </div>				APPLICANT	
				Selvakumar NATESAN, et al.	
				FILING DATE	GROUP
				August 1, 2003	1626
U.S. PATENT DOCUMENTS					
EXAMINER INITIALS	REFERENCE DESIGNATION	DOCUMENT NUMBER	DATE	NAME	FILING DATE IF APPROPRIATE
	AA	4174958	11/1979	Kurt H. G. Pilgram	
	AB	6124334	09/2000	Douglas K. Hutchinson	
	AC	3651079	03/1972	Joseph A. Skorcz, et al.	
	AD				
	AE				
	AF				
	AG				
	AH				
	AI				
	AJ				
	AK				
FOREIGN PATENT DOCUMENTS					
		DOCUMENT NUMBER	DATE	COUNTRY	TRANSLATION
					YES      NO
	AL	95/07271	03/1995	WO	X
	AM	3536066	10/1985	DE	X
	AN	01/09107	02/2001	WO	X
	AO	97/27188	07/1997	WO	X
	AP	96/13502	05/1996	WO	X
OTHER ART (Including Author, Title, Date, Pertinent Dates, Etc.)					
	AR	Abstract of Japanese Patent dated February 29, 2000, Vol. 2000 No. 2 29 Feb. 2000, JP 11 322729			
	AS	Melissaris A P et al., "Thermally Stable Polymers Based on Bismaleimides Containing Amide, Imide, and Ester Linkages", Journal of Polymer Science, (1989), Vol. 27, No. 1, pgs. 245-262			
	AT	Marino Artico, et al., "Compounds with Antitubercular Activity. XXXIV. Derivatives of 3-(p-aminophenyl)-2-oxazolidinone: synthesis and antineoplastic activities", FARMACO ED SCI. (1969), Vol. 24, No. 2, pgs. 179-90			
EXAMINER			DATE CONSIDERED		
<p>EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</p>					

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<b>FORM PTO-1449 U. S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use several sheets if necessary)		<b>ATTY. DOCKET NO.</b>		<b>SERIAL NO.</b>	
		<b>U 014735-7</b>		<b>10/632,950</b>	
		<b>APPLICANT</b>			
		<b>Selvakumar NATESAN, et al.</b>			
		<b>FILING DATE</b>		<b>GROUP</b>	
		<b>August 1, 2003</b>		<b>1626</b>	
<b>U.S. PATENT DOCUMENTS</b>					
<b>EXAMINER INITIALS</b>	<b>REFERENCE DESIGNATION</b>	<b>DOCUMENT NUMBER</b>	<b>DATE</b>	<b>NAME</b>	<b>FILING DATE IF APPROPRIATE</b>
	AA				
	AB				
	AC				
	AD				
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	AF				
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	AI				
	AJ				
	AK				
<b>FOREIGN PATENT DOCUMENTS</b>					
		<b>DOCUMENT NUMBER</b>	<b>DATE</b>	<b>COUNTRY</b>	<b>TRANSLATION</b>
					<b>YES</b> <b>NO</b>
	AL	2357591	11/1973	DE	X
	AM				
	AN				
	AO				
	AP				
<b>OTHER ART (Including Author, Title, Date, Pertinent Dates, Etc.)</b>					
	AR				
	AS				
	AT				
<b>EXAMINER</b>			<b>DATE CONSIDERED</b>		
<b>EXAMINER:</b> Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.					